

JUDGMENT

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

NO. 99-35320  
CT/AG#: CV-95-01671-REJ

PLANNED PARENTHOOD OF THE COLUMBIA/WILLAMETTE INC.; PORTLAND  
FEMINIST WOMEN'S HEALTH CENTER; ROBERT CRIST, M.D.; WARREN  
M. HERN, M.D.; ELIZABETH NEWHALL, M.D.; JAMES NEWHALL, M.D.

Plaintiffs - Appellees

and

KAREN SWEIGERT, M.D.

Plaintiff

v.

AMERICAN COALITION OF LIFE ACTIVISTS; ADVOCATES FOR LIFE  
MINISTRIES; MICHAEL BRAY; ANDREW BURNETT; DAVID A. CRANE;  
TIMOTHY PAUL DRESTE; MICHAEL B. DODDS; JOSEPH L. FOREMAN;  
CHARLES ROY MCMILLAN; STEPHEN P. MEARS; BRUCE EVAN MURCH;  
CATHERINE RAMEY; DAWN MARIE STOVER; CHARLES WYSONG

Defendants

and

MONICA MIGLIORINO MILLER; DONALD TRESHMAN

Defendants - Appellants

FEMINIST MAJORITY FOUNDATION, Center for Reproductive Law  
and Policy, Nat'l Abortion and Reproductive Rights Action  
League and NARAL Foundation; National Abortion Federation;  
National Coalition of Abortion Providers; National  
Organization for Women Foundation; NOW Legal Defense and  
Education Fund, National Women's Health Foundation,  
Northwest Women's Law Center, Physicians for Reproductive  
Choice and Health, and Women's Law Project; ANTI-DEFAMATION  
LEAGUE; CHARLES E. SCHUMER; THE AMERICAN MEDICAL  
ASSOCIATION; LIFE LEGAL DEFENSE FOUNDATION

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CLERK, U.S. DISTRICT COURT  
DISTRICT OF OREGON  
PORTLAND, OREGON  
BY

FILED

Amici Curiae

NO. 99-35325  
CT/AG#: CV-95-01671-REJ

PLANNED PARENTHOOD OF THE COLUMBIA/WILLAMETTE INC.; PORTLAND  
FEMINIST WOMEN'S HEALTH CENTER; ROBERT CRIST, M.D.; WARREN  
M. HERN, M.D.; ELIZABETH NEWHALL, M.D.; JAMES NEWHALL, M.D.

Plaintiffs - Appellees

and

KAREN SWEIGERT, M.D.

Plaintiff

v.

AMERICAN COALITION OF LIFE ACTIVISTS; ADVOCATES FOR LIFE  
MINISTRIES; MICHAEL BRAY; ANDREW BURNETT; DAVID A. CRANE;  
TIMOTHY PAUL DRESTE; JOSEPH L. FOREMAN; STEPHEN P. MEARS;  
MONICA MIGLIORINO MILLER; CATHERINE RAMEY; DAWN MARIE  
STOVER; DONALD TRESHMAN; CHARLES WYSONG

Defendants

and

MICHAEL B. DODDS; CHARLES ROY MCMILLAN; BRUCE EVAN MURCH

Defendants - Appellants

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STATE OF CONNECTICUT; FEMINIST MAJORITY FOUNDATION;  
ANTI-DEFAMATION LEAGUE; THE AMERICAN MEDICAL ASSOCIATION

Amici Curiae

NO. 99-35327  
CT/AG#: CV-95-01671-REJ

PLANNED PARENTHOOD OF THE COLUMBIA/WILLAMETTE INC.; PORTLAND

FEMINIST WOMEN'S HEALTH CENTER; ROBERT CRIST, M.D.; WARREN M. HERN, M.D.; ELIZABETH NEWHALL, M.D.; JAMES NEWHALL, M.D.

Plaintiffs - Appellees

and

KAREN SWEIGERT, M.D.

Plaintiff

v.

AMERICAN COALITION OF LIFE ACTIVISTS; ADVOCATES FOR LIFE MINISTRIES; MICHAEL BRAY; ANDREW BURNETT; DAVID A. CRANE; MICHAEL B. DODDS; CHARLES ROY MCMILLAN; STEPHEN P. MEARS; MONICA MIGLIORINO MILLER; BRUCE EVAN MURCH; CATHERINE RAMEY; DAWN MARIE STOVER; DONALD TRESHMAN

Defendants

and

TIMOTHY PAUL DRESTE; JOSEPH L. FOREMAN; CHARLES WYSONG

Defendants - Appellants

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STATE OF CONNECTICUT; FEMINIST MAJORITY FOUNDATION; ANTI-DEFAMATION LEAGUE; AMERICAN CIVIL LIBERTIES UNION FOUNDATION OF OREGON, INC.; THE AMERICAN MEDICAL ASSOCIATION

Amici Curiae

NO. 99-35331  
CT/AG#: CV-95-01671-REJ

PLANNED PARENTHOOD OF THE COLUMBIA/WILLAMETTE INC.; PORTLAND FEMINIST WOMEN'S HEALTH CENTER; ROBERT CRIST, M.D.; WARREN M. HERN, M.D.; ELIZABETH NEWHALL, M.D.; JAMES NEWHALL, M.D.

Plaintiffs - Appellees

and

KAREN SWEIGERT, M.D.

Plaintiff

v.

AMERICAN COALITION OF LIFE ACTIVISTS; ADVOCATES FOR LIFE  
MINISTRIES; MICHAEL BRAY; ANDREW BURNETT; DAVID A. CRANE;  
CATHERINE RAMEY; DAWN MARIE STOVER

Defendants - Appellants

and

TIMOTHY PAUL DRESTE; MICHAEL B. DODDS; JOSEPH L. FOREMAN;  
CHARLES ROY MCMILLAN; STEPHEN P. MEARS; MONICA MIGLIORINO  
MILLER; BRUCE EVAN MURCH; DONALD TRESHMAN; CHARLES WYSONG

Defendants

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STATE OF CONNECTICUT; FEMINIST MAJORITY FOUNDATION;  
ANTI-DEFAMATION LEAGUE; AMERICAN CIVIL LIBERTIES UNION  
FOUNDATION OF OREGON, INC.; THE AMERICAN MEDICAL ASSOCIATION

Amici Curiae

NO. 99-35333  
CT/AG#: CV-01671-REJ

PLANNED PARENTHOOD OF THE COLUMBIA/WILLAMETTE INC.; PORTLAND  
FEMINIST WOMEN'S HEALTH CENTER; ROBERT CRIST, M.D.; WARREN  
M. HERN, M.D.; ELIZABETH NEWHALL, M.D.; JAMES NEWHALL, M.D.;

Plaintiffs - Appellees

PAUL DEPARRIE

Appellant

and

KAREN SWEIGERT, M.D.

Plaintiff

v.

AMERICAN COALITION OF LIFE ACTIVISTS; ADVOCATES FOR LIFE  
MINISTRIES; MICHAEL BRAY; ANDREW BURNETT; DAVID A. CRANE;  
TIMOTHY PAUL DRESTE; MICHAEL B. DODDS; JOSEPH L. FOREMAN;  
CHARLES ROY MCMILLAN; BRUCE EVAN MURCH; CATHERINE RAMEY;  
DAWN MARIE STOVER; DONALD TRESHMAN; CHARLES WYSONG

Defendants

-----  
AMERICAN CIVIL LIBERTIES UNION FOUNDATION OF OREGON, INC.

Amicus

and

STATE OF CONNECTICUT; FEMINIST MAJORITY FOUNDATION;  
ANTI-DEFAMATION LEAGUE; AMERICAN CIVIL LIBERTIES UNION  
FOUNDATION OF OREGON, INC.; THE AMERICAN MEDICAL ASSOCIATION

Amici Curiae

NO. 99-35405  
CT/AG#: CV-95-01671-REJ

PLANNED PARENTHOOD OF THE COLUMBIA/WILLAMETTE INC.; PORTLAND  
FEMINIST WOMEN'S HEALTH CENTER; ROBERT CRIST, M.D.; WARREN  
M. HERN, M.D.; ELIZABETH NEWHALL, M.D.; JAMES NEWHALL, M.D.;  
KAREN SWEIGERT, M.D., individually and on behalf of all  
persons similarly situated

Plaintiffs - Appellees

v.

AMERICAN COALITION OF LIFE ACTIVISTS; ADVOCATES FOR LIFE  
MINISTRIES; MICHAEL BRAY; ANDREW BURNETT; DAVID A. CRANE;  
TIMOTHY PAUL DRESTE; JOSEPH L. FOREMAN; CHARLES ROY  
MCMILLAN; STEPHEN P. MEARS; MONICA MIGLIORINO MILLER; BRUCE  
EVAN MURCH; CATHERINE RAMEY; DAWN MARIE STOVER; DONALD  
TRESHMAN; CHARLES WYSONG; MICHAEL B. DODDS

Defendants - Appellants

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AMERICAN CIVIL LIBERTIES UNION FOUNDATION OF OREGON

Amicus

and

STATE OF CONNECTICUT; FEMINIST MAJORITY FOUNDATION;  
ANTI-DEFAMATION LEAGUE; AMERICAN CIVIL LIBERTIES UNION  
FOUNDATION OF OREGON, INC.; THE AMERICAN MEDICAL ASSOCIATION

Amici Curiae

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APPEAL FROM the United States District Court for the  
District of Oregon (Portland) .

THIS CAUSE came on to be heard on the Transcript of the  
Record from the United States District Court for the  
District of Oregon (Portland) and was duly submitted.

ON CONSIDERATION WHEREOF, It is now here ordered and  
adjudged by this Court, that the judgment of the said  
District Court in this cause be, and hereby is AFFIRMED in part,  
VACATED and REMANDED in part.

Filed and entered: 05/16/03

A TRUE COPY  
CATHY A. CATTERSON  
Clerk of Court  
ATTEST

JUL 09 2003

by *Sylvia McElheran*  
Deputy Clerk